7627 Old Receiver Road
Frederick MD 21702

November 9, 1992

Mr. Kent Carroll and/or
Mr. Herman Graf
Carroll & Graf, Inc.
260 Fifth Avenue
New York, NY 10001

CERTIFIED, RETURN RECEIPT

Dear Sirs"

Three times I have notified you that you do not have the right to use my title WHITEWASH. I have had no response. Therefore, I use this means to be certain that you have received notification that you are not to use that title on the condensation of my books on the JFK assassination.

This is the second time you have undertaken to use that title, with all it means and the harm to me that it means and has meant, knowing you do not have that right. When I complained after you announced The Complete Whitewash, someone in your office then proposed the title Selections from Whitewash and I agreed to that. With the receipt of proofs, I discovered that you are again without authority using the title WHITEWASH. It appears atop every even-numbered page.

The proof page that I take to represent the cover has that one word WHITEWASH, in capital letters, The next proof, which I take to represent the title page, has WHITEWASH in capital letters. Under it, in upper and lower case, is "Selections from Volumes I to IV". (And that is grossly inaccurate. Much, if not most, is from POST MORTEM.) And then the word "selections" disappears forever. But the only title you are authorized to use is "Selections from Whitewash." This is to notify you that I agreed and I agree to no other title in any form, and that you are not to use any other title, at any place or in any way.

If what I certainly hope is not your intention, that you set out to steal from me the exclusive right to use the title WHITEWASH, what the proofs reflect is consistent with this intention.

That book accounted for almost half of our income from our books last year and at our ages and in the state of my health, that is more important to us than it would be in any event to any others. (Almost twice the advance.)

Your unauthorized and unjustified use of the title The Complete Whitewash, which was also misleading, cost us sales, some perhaps permanently. It also required considerable time to respond to calls and letters about it and that is what led to the agreement to use the correct title, Selections from Whitewash, that agreement you now ignore to use the title you have no right to use.

That would also lead to two books on the same subject with the same title. WHITEWASH has been listed under my name in the standard directories for going on 30 years. Your using the identical title would also lead stores not to order our unabridged book of that title. That would be hurtful to readers and scholars and to us.

The only right you have is through my agreement with Richard Gallen. When he proposed to reprint that book I refused. That is what led to the agreement between him and me for him to copublish the condensation. I have not authorized him to use the title you use and you therefore have no right to use it through him. He also did not ask for that right. If he had, as the record shows, I would not have agreed to it.

My agreement with him, consistent with standard practice, includes the listing of all my books and the information that the unabridged books are available from me, with my address. This also was agreed to by the man from your office who phoned me in response to my notification that you have no right to use the title The Complete Whitewash.

These proofs reflect that for the second time you do not do this. You did not do it in the King assassination book reprint, and that, too, is hurtful to us. Because it is standard practice, I am at a loss to understand this.

The proofs also include no explanation of what the book is, also the norm. They also include no information about me. But under "About the Author" there is a brief and dated by almost two decades reference to Howard Roffman, who today is an executive of Lucas Films. This I believe is quite abnormal and again is consistent with the intent to take the exclusive use of my title from me and pretend that this would be The Complete Whitewash.

This is further surprising to me because what you could say about me should help sales and should have a favorable influence on reviewers, which helps sales. The misleading identification of Roffman cannot do that. What I have done in this field is unique if not without precedent in any field. For an experienced publisher to make no reference of any kind to that is startling, to say the very least. I did not ask for this but I did expect what is normal and no departure from the normal in a condensation and in identifying the author.

Also consistent with the indicated intent is the fact that in the selections every citation to WHITEWASH in what you use of the four other books is eliminated from those texts. That clearly is designed to convey the false idea that the book is WHITEWASH and is to be taken that way. This, obviously, will be very damaging to us and, I repeat, is without any authorization of any kind.

Even titling on each right-hand page what Roffman wrote for POST MORTEM as the Introduction to the book reflected by these proofs is misleading. It is not an Introduction of the book represented by these proofs or by my agreement with Mr. Gallen.

What is also quite surprising to me is that you apparently have not given any thought to how this misrepresentation can redound against you, particularly if it receives any attention in the trade press or from reviewers, some of whom may well know me and my work. Or to what I would inevitably have to say if anyone at Bowker should ask me about two books on the same subject and with the same title because they have listed and I have advertised with them the only book that can properly have the title WHITEWASH.

To conform with the only right you have to publish this condensation, my agreement with Mr. Gallen and my refusal to permit him to use WHITEWASH alone requires that you use the title Selections from Whitewash without undue emphasis on "Whitewash" in any way, and to use that "Selections" title and it alone on each even-numbered page. You are also required to list all my books and to indicate that the unabridged volumes are available from me, with my address. While it is not a stated part of our agreement, in it inherent is the norm, that there would be a word about the actual author. I think this obviously serves your and Mr. Gallen's interests also if that interest is to sell the volume reflected by the proofs.

I regret very much this second violation of my agreement with Mr. Gallen but I do expect you to abide with that agreeement as a precondition to any publication. If there is any way in which I can be of assistance to you in that, if there is any information you may need, please ask me.

Sincerely,

Harold Weisberg

Harold Weisberg

CC: R.Gallen